

RICKY EVANS JR.,
Plaintiff,
vs.
SAM'S EAST, INC.,
Defendant.

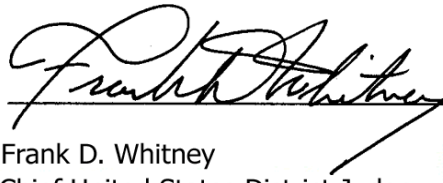
In the interests of time and judicial efficiency, the Court ORDERS Plaintiff's retaliation-based ADA claim to be tried with an advisory jury pursuant to Rule 39(c)(1) of the Federal Rules of Civil Procedure. Accordingly, all three of Plaintiff's claims will be tried before a jury, and said jury will act as an advisory jury as to Plaintiff's retaliation-based ADA claim. The parties are instructed to submit their joint pretrial submissions in accordance with this Order.

THEREFORE, IT IS ORDERED that:

1. Defendant's Motion to Strike (Doc. No. 39) is GRANTED;
2. Plaintiff's jury trial demand as to his ADA retaliation claim is STRICKEN;
3. All three of Plaintiff's claims will be tried before a jury, and said jury will act as an advisory jury as to Plaintiff's retaliation-based ADA claim.

SO ORDERED.

Signed: August 16, 2017



Frank D. Whitney
Chief United States District Judge

